

FEB. 28. 2006 3:31PM

NO. 0393 P. 3

Application No.: 10/565,221

Docket No.: 13173-00022-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Ute Linemann et al.

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Application No.: 10/565,221

Confirmation No.: N/A

FEB 28 2006

Filed: January 19, 2006

Art Unit: N/A

For: EXPRESSION CASSETTES FOR THE BI-DIRECTIONAL TRANSGENIC EXPRESSION OF NUCLEIC ACIDS IN PLANTS

Examiner: Not Yet Assigned

TRANSMITTAL OF COMBINED DECLARATION AND POWER OF ATTORNEY

MS PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

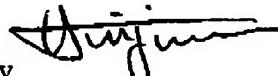
Dear Sir:

Applicants transmit herewith the executed Combined Declaration and Power Of Attorney in the above-captioned application and a Supplemental Application Data Sheet which corrects the family name of the inventor Ute Linemann due to her recent marriage and the mailing address of the inventor Karin Herbers. Applicants have not yet received a Notification of Missing Requirements.

Please charge our Deposit Account No. 03-2775 in the amount of \$130.00 covering the required fees. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 03-2775, under Order No. 13173-00022-US from which the undersigned is authorized to draw.

Dated: February 28, 2006

Respectfully submitted,

  
By \_\_\_\_\_

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NO. 0393 P. 8

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*Declaration, Power of Attorney and Petition*

We (I), the undersigned inventor(s), hereby declare(s) that:

My residence, post office address and citizenship are as stated below next to my name,

We (I) believe that we are (I am) the original, first, and joint (sole) inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled

the specification of which

[ ] is attached hereto.

[ ] was filed on \_\_\_\_\_ as

Application Serial No. \_\_\_\_\_

and amended on \_\_\_\_\_

[x] was filed as PCT international application

Number PCT/EP2004/007255

on 03 July 2004

and was amended under PCT Article 19

on \_\_\_\_\_ (if applicable)

We (I) hereby state that we (I) have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We (I) acknowledge the duty to disclose information known to be material to the patentability of this application as defined in Section 1.56 of Title 37 Code of Federal Regulations.

We (I) hereby claim foreign priority benefits under 35 U.S.C. § 119(a) - (d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(n) of any PCT International Application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International Application having a filing date before that of the application on which priority is claimed. Prior Foreign Application(s)

Application No.	Country	Day/Month/Year	Priority Claimed
10333479.3	Germany	22 July 2003	[x] Yes [ ] No

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We (I) hereby claim the benefit under Title 35, United States Codes, § 119(e) of any United States provisional application(s) listed below.

(Application Number) \_\_\_\_\_ (Filing Date) \_\_\_\_\_

(Application Number) \_\_\_\_\_ (Filing Date) \_\_\_\_\_

We (I) hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International Application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International Application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

Application Serial No.	Filing Date	Status (pending, patented, abandoned)
_____	_____	_____
_____	_____	_____
_____	_____	_____

I hereby appoint the registered practitioner(s) associated with Customer No. 23416 to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Direct all correspondence to Customer Number 23416.

We (I) declare that all statements made herein of our (my) own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

jpr/ma

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Ute Linemann

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Signature of Inventor

Date 10.2.2006

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